

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

**LEHMAN BROTHERS HOLDINGS)
INC.,)**

Plaintiff,

V.

**LENDINGTREE, LLC and
LENDINGTREE, INC.,**

Defendants.

Civ. No. 20-cv-1351 (SRN/HB)

**DEFENDANTS' MOTION TO
DISMISS OR, IN THE
ALTERNATIVE, TO TRANSFER
VENUE OR TO COMPEL
ARBITRATION**

Defendants LendingTree, LLC and LendingTree, Inc. hereby move the Court pursuant to Rule 12(b)(2) of the Federal Rules of Civil Procedure to dismiss Plaintiff's Complaint for lack of personal jurisdiction or, in the alternative, pursuant to Fed. R. Civ. P. 12(b)(3), to dismiss or transfer the Complaint because Plaintiff chose an improper venue or, in the alternative, pursuant to 9 U.S.C. Sections 3 and 4, to compel arbitration of Count One and stay the action. This motion is based on Defendants' Memorandum of Law, the Declaration of Dana Barker, and other supporting documents filed herewith, the arguments of counsel, and all files and pleadings herein.

Dated: August 19, 2020

JONES DAY

/s/ Kelly G. Laudon

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LLC and LendingTree, Inc.*